

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

ANGEL ROJAS,

:  
Petitioner, : Case No. 3:07-cr-081  
Also Case No. 3:10-cv-297  
  
-vs- : District Judge Walter Herbert Rice  
Magistrate Judge Michael R. Merz  
  
UNITED STATES OF AMERICA,  
:  
Respondent.

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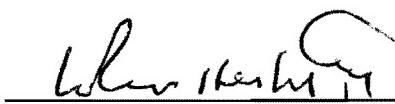
**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #896), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

It is hereby ORDERED that the Motion to Vacate under 28 U.S.C. § 2255 is DISMISSED with prejudice as time-barred.

September 19, 2011.

  
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Walter Herbert Rice  
United States District Judge